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May 8, 2023

Via ECF

Hon. John P. Cronan, U.S.D.J.
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

Re: *Urban Construction Inc. v. The Travelers Indemnity Company*
Civil Action No.: 1:22-cv-03486-JPC

Dear Judge Cronan:

The undersigned counsel on behalf of the Plaintiff Urban Construction Inc. (“Urban”) and the Defendant The Travelers Indemnity Company (“Travelers”) (collectively, the “Parties”) submit this joint status letter in accordance with this Court’s order entered on May 1, 2023.

The Parties submit that they have exchanged written discovery and responses to requests for production. The deposition of Travelers remains outstanding. The parties propose an extension of the deadline to complete Travelers’ deposition until June 30, 2023.

On May 3, 2023, Third-party Plaintiff Travelers filed a Proposed Order to Show Cause and Declaration for Judgment by Default against Third-Party Defendant AmGUARD Insurance Company (“AmGUARD”). On May 5, 2023, Travelers filed an Affidavit of Service of the Declaration for Judgment and the Proposed Order to Show Cause indicating that on the same date, Travelers served a copy of the documents on AmGUARD by regular and certified mail. Travelers intends to continue to proceed to obtain a default against AmGUARD. Urban intends to oppose Travelers’ motion for a default judgment once the return date has been set by the Court.

Not a Partnership or Professional Corporation All attorneys are Employees of The Travelers Indemnity Company And its Property Casualty Affiliates

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Respectfully submitted,


/s/ Andrew J. Furman
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The Court will hold a status conference on May 25, 2023, at 9:30 a.m. via telephone to discuss the status of discovery and Travelers's anticipated motion for default judgment against AmGUARD. At the scheduled time, counsel for all parties should call 866-424-5269, access code 9176261. Travelers should be prepared to address why briefing on its motion should not be held in abeyance pending conclusion of the primary case, in which both parties have appeared. Urban should be prepared to address why it has standing to oppose Travelers's motion against AmGUARD, and the grounds for its opposition.

SO ORDERED.

May 9, 2023
New York, New York


JOHN P. CRONAN
United States District Judge

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